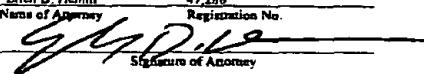


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Erich D. Henn
Name of Attorney

47,286
Registration No.
Signature of Attorney

11/05
9/25/02

Case 7724M

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of :
ROGER W. GUTWEIN ET AL. : Confirmation No.: 1024
Serial No.: 09/638,704 : Group Art Unit: 1761
Filed: August 14, 2000 : Examiner: A. Weier
Title: METHODS AND SYSTEMS UTILIZING :
DELAYED DILUTION, MIXING AND
FILTRATION FOR PROVIDING CUSTOMIZED
BEVERAGES ON DEMAND

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in response to the Office Action dated April 23, 2002 in the above-identified patent application. The Examiner is respectfully requested to reconsider the application in view of the following remarks. Applicants hereby traverse the Restriction Requirement made by the Examiner and provisionally elect Claims 16-38, 43-46, 49-54 drawn to a method for delivering an individually customized coffee beverage product to an individual consumer, for examination in the present application. Applicants reserve the right to file a petition from requirement for restriction pursuant to 37 C.F.R. 1.144.



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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Complete if Known

FEE TRANSMITTAL for FY 2002 Patent fees are subject to annual revision.		Application Number	09/638,704
		Confirmation Number	1024
		Filing Date	August 14, 2000
		First Named Inventor	Roger William Gutwein, et al.
		Examiner Name	A. Weier
		Group/Art Unit	1761
TOTAL AMOUNT OF PAYMENT	(\$) 400.00	Attorney Docket No.	7724M

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 16-2480

Deposit Account Name The Procter & Gamble Company

Charge Any Additional Fee Required Under status. 37 C.F.R. §§1.16 and 1.17

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Code	(\$)	Fee Description	Fee Paid
105	130	Surcharge-late filing fee or oath	<input type="checkbox"/>
127	50	Surcharge-late provisional filing fee or cover sheet	<input type="checkbox"/>
139	130	Non-English specification	<input type="checkbox"/>
147	2,520	For filing a request for ex parte reexamination	<input type="checkbox"/>
112	920*	Requesting publication of SIR prior to Examiner's action	<input type="checkbox"/>
113	1,840*	Requesting publication of SIR after Examiner's action	<input type="checkbox"/>
115	110	Extension for reply within 1 st month	<input type="checkbox"/>
116	400	Extension for reply within 2 nd month	<input checked="" type="checkbox"/>
117	920	Extension for reply within 3 rd month	<input type="checkbox"/>
118	1,440	Extension for reply within 4 th month	<input type="checkbox"/>
128	1,960	Extension for reply within 5 th month	<input type="checkbox"/>
119	320	Notice of Appeal	<input type="checkbox"/>
120	320	Filing a brief in support of an appeal	<input type="checkbox"/>
121	280	Request for oral hearing	<input type="checkbox"/>
138	1,510	Petition to institute a public use proceeding	<input type="checkbox"/>
140	110	Petition to revive - unavoidable	<input type="checkbox"/>
141	1,280	Petition to revive - unintentional	<input type="checkbox"/>
142	1,280	Utility issue fee (or reissue)	<input type="checkbox"/>
143	460	Design issue fee	<input type="checkbox"/>
122	130	Petitions to the Commissioner	<input type="checkbox"/>
123	50	Petitions related to provisional applications	<input type="checkbox"/>
126	180	Submission of Information Disclosure Statement	<input type="checkbox"/>
146	740	Filing a submission after final rejection (37 CFR § 1.129(a))	<input type="checkbox"/>
149	740	For each additional invention to be examined (37 CFR § 1.129(b))	<input type="checkbox"/>
179	740	Request for Continued Examination (RCE)	<input type="checkbox"/>
169	900	Request for expedited examination of a design application	<input type="checkbox"/>
091	1280	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	<input type="checkbox"/>
Other fee (specify) _____ <input type="checkbox"/>			
Other fee (specify) _____ <input type="checkbox"/>			

SUBTOTAL (2) (\$)

* Reduced by Basic Filing Fee Paid SUBTOTAL(3) (\$) [400]

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Erich D. Hemm	Registration No. (Attorney/Agent)	47,286	Telephone	(513) 634-8980
Signature				Date	September 18, 2002

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Procter & Gamble – I.P. Division

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**FACSIMILE TRANSMITTAL SHEET AND
CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

TO: Examiner Anthony J. Weier - United States Patent and Trademark Office

Fax No. (703) 305-3602 **Phone No. (703) 308-3846**

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J. D. O. (Signature)

FROM: - Erich D. Hemm, Esq.

Fax No. (513) 634-6108 Phone No. (513) 634-8960

Listed below are the item(s) being submitted with this Certificate of Transmission:**

Number of Pages Including this Page: 60

- 1) Response to Restriction Requirement Dated April 23, 2002**
- 2) Petition for Extension of Time**
- 3) Fee Transmittal**
- 4)**
- 5)**

Inventor(s): Gutwein, et al.

S.N.: 09/638,704

Filed: August 14, 2000

Case: 7724M

Comments:

****Note: Each paper must have its own certificate of transmission, OR this certificate must identify each submitted paper.**